

P O R T E R | S C O T T

A PROFESSIONAL CORPORATION

David R. Norton, SBN 291448

Larissa C. Celaya, SBN 332882

350 University Avenue, Suite 200

Sacramento, California 95825

TEL: 916.929.1481

FAX: 916.927.3706

EMAIL: dnorton@porterscott.com

lcelaya@porterscott.com

Attorneys for Defendants, ERIC CLAY, KEITH CURL, KEVIN HALE, and COUNTY OF TEHAMA (also erroneously sued as TEHAMA COUNTY DISTRICT ATTORNEY'S OFFICE, TEHAMA COUNTY DISTRICT ATTORNEY BUREAU OF INVESTIGATION, TEHAMA COUNTY CODE ENFORCEMENT, TEHAMA COUNTY DEPARTMENT OF PLANNING, and TEHAMA COUNTY DEPARTMENT OF BUILDING AND SAFETY)

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

DONNA MARIE WILL,

Case No.: 2:20-cv-01529-KJM-DMC

Plaintiff,

**JOINT STIPULATION TO MODIFY
PRE-TRIAL SCHEDULING ORDER
AND ORDER**

v.

ERIC CLAY, KEITH CURL, KEVIN HALE,
COUNTY OF TEHAMA, TEHAMA
COUNTY DISTRICT ATTORNEY'S
OFFICE, TEHAMA COUNTY DISTRICT
ATTORNEY BUREAU OF
INVESTIGATION, TEHAMA COUNTY
CODE ENFORCEMENT, TEHAMA
COUNTY DEPARTMENT OF PLANNING,
TEHAMA COUNTY DEPARTMENT OF
BUILDING AND SAFETY, and DOES 1-50

Complaint Filed: 07/30/2020

Defendants.

This Stipulation is entered into by and between Plaintiff DONNA MARIE WILL ("Plaintiff") and Defendants ERIC CLAY, KEITH CURL, KEVIN HALE, and COUNTY OF TEHAMA ("Defendants") (collectively, "The Parties") by and through their respective counsel. The Parties enter this stipulation and

1 proposed order in compliance with the Federal Rule of Civil Procedure 16(b) and the requirements of the
2 scheduling order. The parties request to briefly continue the Mandatory Settlement Conference by 120 days.

3 WHEREAS, this case does not currently have a trial date;

4 WHEREAS, the current deadline for non-expert discovery is October 4, 2022, the current deadline
5 for expert discovery is November 1, 2022, and the current deadline to hear dispositive motions is April 4,
6 2023;

7 WHEREAS, the parties have diligently conducted discovery, including the exchange of written
8 discovery;

9 WHEREAS, the current Mandatory Settlement Conference is set for January 11, 2022;

10 WHEREAS, Defendants have not been able to obtain Plaintiff's medical records because Plaintiff
11 has not provided Defendants with medical authorizations. Plaintiff's medical records are necessary to assess
12 Plaintiff's alleged damages.

13 WHEREAS, Defendants have not been able to depose Plaintiff because Plaintiff is unavailable for
14 her deposition until mid-February. Defendants believe it is necessary to take Plaintiff's deposition prior to
15 the Mandatory Settlement Conference to engage in meaningful settlement discussions.

16 WHEREAS, Plaintiff's counsel will be unavailable from mid-March through mid-April because she
17 will be in trial.

18 WHEREAS, the Parties have conferred and propose the following scheduling amendments:

19 Mandatory Settlement Conference: May 11, 2022, at 11:00 a.m., in Redding, California.

20 Good cause exists for a brief 120-day continuance of the Mandatory Settlement Conference to allow
21 the parties sufficient time to obtain Plaintiff's medical records and conduct Plaintiff's deposition. Thus, the
22 parties are requesting a 120-day continuance of the Mandatory Settlement Conference.

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

IT IS SO STIPULATED.

Date: December 21, 2021

PORTER | SCOTT
A PROFESSIONAL CORPORATION

By /s/ Larissa C. Celaya
David R. Norton
Larissa C. Celaya
Attorneys for Defendants

Dated: December 21, 2021

LAW OFFICE OF E. D. LERMAN

By /s/ Editte D. Lerman (as approved on 12/16/21)
Editte D. Lerman
Attorney for Plaintiff

///

///

///

///

///

///

///

///

///

///

///

///

///

///

///

///

///

ORDER

Based upon the Stipulation of the parties, the current scheduling order is modified as set forth above.

IT IS SO ORDERED.

Dated: December 21, 2021



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE